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Attorneys for Defendant

TIMBERS COMPANY, INC.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ROBERT COHEN, an individual,

Plaintiff,

v.

TIMBERS COMPANY, INC., a Colorado
corporation,

Defendant.

) Case No.: C 05 03680 EDL

) **STIPULATION AND [PROPOSED]**
) **ORDER RE: EXTENSION OF**
) **DEADLINE FOR CONDUCTING**
) **MEDIATION**

) Judge: Magistrate Judge
) Elizabeth D. Laporte

) Courtroom: E

) Complaint Filed: September 13, 2005

WHEREAS, this case has been scheduled for Mediation on June 7, 2006; and

WHEREAS, counsel for the Parties believe that it would be premature to conduct a
Mediation at this time, until additional necessary parties have appeared in the case and discovery
conducted concerning liability and damages has been accomplished; and,

WHEREAS, at least one proposed additional party needs to be served through the Hague
Convention; and,

WHEREAS counsel for the parties believe that the mediation of this case should be
conducted in December of 2006 to allow all parties to appear in the case and to be present at the
mediation; and,

1 WHEREAS time to complete sufficient discovery will be available to conduct a
2 meaningful mediation by December 2006,

3 IT IS HEREBY STIPULATED, subject to approval by the Court, that the mediation
4 completion date be continued to December 8, 2006.

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6 Dated: May 23, 2006

LEWIS BRISBOIS BISGAARD & SMITH LLP

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8 By: Robert A. Ford
9 Robert A. Ford
10 Attorneys for Defendant
11 TIMBERS COMPANY, INC.

12 Dated: May 19, 2006

NAGLER & ASSOCIATES

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14 By: David F. Berry
15 David F. Berry
16 Attorneys for Plaintiff
17 ROBERT COHEN

18 PURSUANT TO STIPULATION, IT IS SO ORDERED.

19 Dated: May 23, 2006



22 MAGISTRATE JUDGE OF THE UNITED
23 STATES DISTRICT COURT, NORTHERN
24 DISTRICT OF CALIFORNIA